

# **EXHIBIT 15**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNIVERSITAS EDUCATION, LLC, : CASE NO. 11-1590-LTS-HBP  
Plaintiff

VS. :

NOVA GROUP, INC., as trustee,  
sponsor and fiduciary of the  
CHARTER OAK TRUST WELFARE  
BENEFIT PLAN,  
Defendant

: NOVEMBER 29, 2012

DEPOSITION OF MOLLY CARPENTER

SUSAN K. WHITT, RPR, LSR  
Licensed Shorthand Reporter No. 1

1    A P P E A R A N C E S :

2

For Universitas Education, LLC:

3

LOEB & LOEB, LLP

345 Park Avenue

4

New York, New York 10154

BY: MICHAEL BARNETT, ESQ.

5

6

For Molly Carpenter:

HALLORAN & SAGE, LLP

7

315 Post Road West

Westport, Connecticut 06580

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BY: DAN E. LABELLE, ESQ.

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1           for the record, just to state for the record,  
2           whether there is a criminal proceeding under way  
3           that is causing you to make the recommendation  
4           that the client assert a Fifth Amendment  
5           privilege.

6           MR. LaBELLE: I can answer you generally  
7           that there are two grand jury investigations  
8           pending.

9           MR. BARNETT: Okay.

10       BY MR. BARNETT:

11           Q       Are you employed, Ms. Carpenter?

12           MR. LaBELLE: I'm going to -- never mind.

13           MR. BARNETT: I'm sorry. Did I interrupt  
14           you?

15           MR. LaBELLE: No, no.

16       BY MR. BARNETT:

17           Q       I'll restate the question. Are you employed,  
18       Ms. Carpenter?

19           MR. LaBELLE: You can answer.

20           A       Yes.

21       BY MR. BARNETT:

22           Q       Where are you employed?

23           A       Benistar Admin Services, Inc.

24           Q       And is that the only place that you're employed?

25           A       Yes.

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1 Q And do you know what I mean by a W-2 form?

2 A Yes.

3 Q In the last few years, let's say the last three  
4 years, has Benistar Admin Services, Inc., been the only  
5 entity that has sent you a W-2 form?

6 MR. LaBELLE: I'll advise the witness not to  
7 answer and to assert her privilege under the  
8 Fifth Amendment of the Constitution.

9 A I accept my attorney's advice, and I'm taking my  
10 Fifth Amendment privilege.

11 BY MR. BARNETT:

12 Q Now, you just referred to an entity that you  
13 called Benistar Admin Services, Inc.; is that correct?

14 A Correct.

15 Q Is it acceptable to you if I call it BASI for  
16 short?

17 A Yes.

18 Q Do you volunteer your services to any other  
19 company or corporation?

20 MR. LaBELLE: I'll direct the witness not to  
21 answer and to assert her privilege under the  
22 Fifth Amendment of the Constitution.

23 A I accept my attorney's advice, and I'm asserting  
24 my Fifth Amendment privilege.

25

1 BY MR. BARNETT:

2 Q What is your yearly income?

3 MR. LaBELLE: I advise the witness not to  
4 answer and to assert her privilege under the  
5 Fifth Amendment of the Constitution.

6 A I accept my attorney's advice, and I'm taking  
7 the Fifth Amendment.

8 BY MR. BARNETT:

9 Q Does all of your income come from BASI?

10 MR. LaBELLE: I'll advise the witness not to  
11 answer and to assert a privilege under the Fifth  
12 Amendment of the Constitution.

13 A I accept my attorney's advice. I'm taking my  
14 Fifth Amendment privilege.

15 BY MR. BARNETT:

16 Q What position do you have at BASI?

17 A I'm the chairman of the company.

18 Q And how long have you been the chairman of the  
19 company?

20 MR. LaBELLE: I'll advise the witness not to  
21 answer and to assert her privilege under the  
22 Fifth Amendment of the Constitution.

23 A I accept my attorney's advice and take the Fifth  
24 Amendment privilege.

25

1 BY MR. BARNETT:

2 Q And as part of your duties as BASI chairperson,  
3 are you the custodian of bank account records?

4 MR. LaBELLE: I'll advise the witness not to  
5 answer and to assert her privilege under the  
6 Fifth Amendment of the Constitution.

7 A I accept my attorney's advice, and I'm taking  
8 the Fifth Amendment privilege.

9 BY MR. BARNETT:

10 Q Now, you gave a business address before of 100  
11 Grist Mill Road in Simsbury, Connecticut; is that correct?

12 A Correct.

13 Q Now, is BASI located at 100 Grist Mill Road?

14 A Yes.

15 Q Does it have an office anywhere else?

16 A Yes.

17 Q And where does it have offices besides 100 Grist  
18 Mill Road?

19 A Stamford, Connecticut.

20 Q Is that the only other place?

21 A Chicago.

22 Q And what is the address in Stamford,  
23 Connecticut, of BASI's offices?

24 A 100 First Stamford Place.

25 Q Now, I just passed that on my way here. That's

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1 a big building. Is there an office number or a suite  
2 number?

3 A I'm not sure.

4 Q But it doesn't occupy that whole --

5 A It doesn't occupy the whole building, no.

6 Q Okay. The address of 100 Grist Mill Road, is it  
7 an office complex?

8 A It's an office building.

9 Q And does that office building house any other  
10 companies or corporations besides BASI?

11 MR. LaBELLE: I'll advise the witness not to  
12 answer and to assert a privilege under the Fifth  
13 Amendment of the Constitution.

14 A I accept my attorney's advice, and I'm asserting  
15 the Fifth Amendment privilege.

16 BY MR. BARNETT:

17 Q Now, at 100 Grist Mill Road, is there an  
18 executive suite area?

19 MR. LaBELLE: I'll advise the witness not to  
20 answer and to assert a privilege under the Fifth  
21 Amendment of the Constitution.

22 A I accept my attorney's advice and assert the  
23 Fifth Amendment privilege.

24 BY MR. BARNETT:

25 Q Have you ever been to a TD Bank branch?



[Page 14]

1                   MR. LaBELLE: I'll advise the witness not to  
2                   answer and to assert a privilege under the Fifth  
3                   Amendment of the Constitution.

4           A        I accept my attorney's advice and am asserting  
5           my Fifth Amendment privilege.

6   BY MR. BARNETT:

7           Q        Can you tell me the name of every entity, aside  
8           from Benistar or BASI, that has paid you for work in the  
9           last three years?

10                   MR. LaBELLE: I'll advise the witness not to  
11                   answer and assert a privilege under the Fifth  
12                   Amendment of the Constitution.

13           A        I accept my attorney's advice, and I'm asserting  
14           my Fifth Amendment privilege.

15   BY MR. BARNETT:

16           Q        Now, your testimony before is that you're the  
17           chairperson of BASI; is that correct?

18           A        Yes.

19           Q        Does that make you an officer of BASI?

20                   MR. LaBELLE: You can answer.

21           A        Yes.

22   BY MR. BARNETT:

23           Q        And are you the officer of any other companies?

24                   MR. LaBELLE: I'll advise the witness not to  
25           answer and to assert her privilege under the

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1 Fifth Amendment of the Constitution.

2 A I accept my attorney's advice, and I'm asserting  
3 the Fifth Amendment privilege.

4 BY MR. BARNETT:

5 Q Does BASI have a corporate treasurer?

6 MR. LaBELLE: You can answer.

7 A Yes.

8 BY MR. BARNETT:

9 Q And who is that?

10 A I believe it's me.

11 Q And what is your understanding of your  
12 responsibilities as a corporate treasurer?

13 MR. LaBELLE: I'll advise the witness not to  
14 answer and to assert a privilege under the Fifth  
15 Amendment of the Constitution.

16 A I accept my attorney's advice, and I'm asserting  
17 my Fifth Amendment privilege.

18 BY MR. BARNETT:

19 Q Do you understand what it means to be a director  
20 of a company or corporation?

21 MR. LaBELLE: I'll advise the witness not to  
22 answer and to assert a privilege under the Fifth  
23 Amendment of the Constitution.

24 A I accept my attorney's advice, and I'm asserting  
25 my Fifth Amendment privilege.

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1 BY MR. BARNETT:

2 Q Are you a director of BASI?

3 A Yes.

4 Q Are you a director of any other companies?

5 MR. LaBELLE: I'll advise the witness not to  
6 answer and to assert her privilege under the  
7 Fifth Amendment of Constitution.

8 A I accept my attorney's advice, and I'm asserting  
9 the Fifth Amendment privilege.

10 BY MR. BARNETT:

11 Q Have you ever been deposed before?

12 A Yes.

13 Q About how many times?

14 A I think twice.

15 Q When was the last time you were deposed prior to  
16 today?

17 A A couple of years ago.

18 Q And do you recall in what matter that was?

19 MR. LaBELLE: I'll object and --

20 Well, go ahead. You can answer. It's a  
21 matter of public record.

22 A It was in regard to Benistar Property Exchange.

23 BY MR. BARNETT:

24 Q Are you referring to an action in the District  
25 of Massachusetts?

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1           A       Yes.

2           Q       Have you ever given testimony at a trial?

3           A       Yes.

4           Q       How many times?

5           A       Once.

6           Q       And was that also in what you described as  
7 something involving Benistar Property Exchange?

8           A       Yes.

9           Q       Have you traveled outside the country in the  
10 last five years?

11                   MR. LaBELLE: I'll object and direct the  
12 witness not to answer and to assert a privilege  
13 under the Fifth Amendment of the Constitution.

14           A       I accept my attorney's advice, and I'm asserting  
15 my Fifth Amendment privilege.

16                   MR. LaBELLE: Actually, you know what? Can  
17 I confer with the witness?

18                   MR. BARNETT: Sure.

19                   (Discussion off the record.)

20                   MR. LaBELLE: I'll withdraw the advice on  
21 the last question with respect to travel outside  
22 the country.

23           A       No, I haven't.

24 BY MR. BARNETT:

25           Q       That is to say you haven't traveled outside the

[Page 25]

1                   MR. LaBELLE: I'll object, and I'll advise  
2                   the witness not to answer and assert a privilege  
3                   under the Fifth Amendment of the Constitution.

4           A        I'll accept my attorney's advice, and I'm  
5           asserting my Fifth Amendment privilege.

6   BY MR. BARNETT:

7           Q        You said that Mr. Carpenter works at 100 Grist  
8           Mill Road, correct?

9           A        Correct.

10          Q        Does he work for BASI?

11                   MR. LaBELLE: I'll advise the witness not to  
12                   answer and assert a privilege under the Fifth  
13                   Amendment of the Constitution.

14          A        I accept my attorney's advice, and I'm asserting  
15          my Fifth Amendment privilege.

16   BY MR. BARNETT:

17          Q        Does he work for a company other than BASI?

18                   MR. LaBELLE: I'll advise the witness not to  
19                   answer and to assert a privilege under the Fifth  
20                   Amendment of the Constitution.

21          A        I accept my attorney's advice, and I'm asserting  
22          my Fifth Amendment privilege.

23   BY MR. BARNETT:

24          Q        About how many employees does BASI have as of  
25          today?

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1 MR. LaBELLE: You can answer.

2 A Around sixty.

3 BY MR. BARNETT:

4 Q And is Mr. Carpenter one of those employees?

5 MR. LaBELLE: I'll advise the witness not to  
6 answer and to assert a privilege under the Fifth  
7 Amendment.

8 A I accept my attorney's advice, and I'm asserting  
9 the privilege under the Fifth Amendment.

10 BY MR. BARNETT:

11 Q Are you Mr. Carpenter's supervisor?

12 MR. LaBELLE: I'll advise the witness not to  
13 answer and to assert a privilege under the Fifth  
14 Amendment of the Constitution.

15 A I accept my attorney's advice, and I'm asserting  
16 my Fifth Amendment privilege.

17 BY MR. BARNETT:

18 Q Do you understand what I mean by the term  
19 "supervisor"? Someone that oversees the work of another.

20 MR. LaBELLE: You can answer.

21 A Yes.

22 BY MR. BARNETT:

23 Q I just want to make sure we understand what I  
24 mean by the use of the word "supervisor."

25 Does Mr. Carpenter supervise any work that you

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1 do at BASI?

2 MR. LaBELLE: I'll advise the witness not to  
3 answer and to assert a privilege under the Fifth  
4 Amendment of the Constitution.

5 A I accept my attorney's advice, and I'm asserting  
6 my Fifth Amendment privilege.

7 BY MR. BARNETT:

8 Q Has Mr. Carpenter ever appointed you to be a  
9 corporate director or officer?

10 MR. LaBELLE: I'll advise the witness not to  
11 answer and to assert a privilege under the Fifth  
12 Amendment of the Constitution.

13 A I accept my attorney's advice, and I'm asserting  
14 my Fifth Amendment privilege.

15 BY MR. BARNETT:

16 Q Have you ever refused a corporate appointment  
17 that Mr. Carpenter asked you to take?

18 MR. LaBELLE: I'll advise the witness not to  
19 answer and to assert a privilege under the Fifth  
20 Amendment of the Constitution.

21 A I'll accept my attorney's advice, and I'm  
22 asserting my Fifth Amendment privilege.

23 BY MR. BARNETT:

24 Q Has anyone else besides than Mr. Carpenter ever  
25 appointed you to a corporate position?

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1                   MR. LaBELLE: I'll advise the witness not to  
2                   answer and to assert a privilege under the Fifth  
3                   Amendment of the Constitution.

4           A        I accept my attorney's advice and assert my  
5   Fifth Amendment privilege.

6   BY MR. BARNETT:

7           Q        Does Mr. Carpenter have an interest in any  
8   company or corporation that operates outside of the United  
9   States?

10                  MR. LaBELLE: I advise the witness not to  
11                  answer and to assert a privilege under the Fifth  
12                  Amendment of the Constitution

13           A        I accept my attorney's advice, and I assert my  
14   Fifth Amendment privilege.

15   BY MR. BARNETT:

16           Q        Did Mr. Carpenter accompany you here today to  
17   your deposition?

18                  MR. LaBELLE: You can answer.

19           A        He drove me.

20   BY MR. BARNETT:

21           Q        He drove you?

22           A        Mm-hmm.

23           Q        Okay. Is he waiting for you while this  
24   deposition is taking place?

25           A        No.



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1 Q So he's not in the building right now?

2 A I haven't checked the closets. But, no, I don't  
3 believe he is.

4 MR. LaBELLE: I haven't seen him.

5 BY MR. BARNETT:

6 Q Do you know Wayne Bursey?

7 A Yes, I do.

8 Q And how do you know him?

9 A I work with him. I also know him through my  
10 family.

11 Q Can you elaborate on how you know him through  
12 your family?

13 A He's married to my sister.

14 Q Has your husband ever loaned money to  
15 Mr. Bursey?

16 MR. LaBELLE: I'll advise the witness not to  
17 answer and to assert a privilege under the Fifth  
18 Amendment of the Constitution.

19 A I'll accept my attorney's advice, and I'm  
20 asserting the Fifth Amendment privilege.

21 BY MR. BARNETT:

22 Q Have you ever loaned any money to Mr. Bursey?

23 MR. LaBELLE: I'll advise the witness not to  
24 answer and to assert a privilege under the Fifth  
25 Amendment of the Constitution.

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1           A       I accept my attorney's advice, and I'm asserting  
2   my Fifth Amendment privilege.

3   BY MR. BARNETT:

4           Q       Now, Mr. Bursey's wife is named Mary, correct?

5           A       Correct.

6           Q       And she's your sister, correct?

7           A       Correct.

8           Q       Now, have you ever loaned more than \$5,000 to  
9   Mary Bursey?

10                   MR. LaBELLE: I'll advise the witness not to  
11                   answer and to assert a privilege under the Fifth  
12                   Amendment of the Constitution.

13           A       I accept my attorney's advice, and I'm asserting  
14   my Fifth Amendment privilege.

15   BY MR. BARNETT:

16           Q       Has Mr. Carpenter ever loaned Mary Bursey any  
17   money?

18                   MR. LaBELLE: I'll advise the witness not to  
19                   answer and to assert a privilege under the Fifth  
20                   Amendment of the Constitution.

21           A       I accept my attorney's advice, and I'm asserting  
22   the Fifth Amendment privilege.

23   BY MR. BARNETT:

24           Q       You said you work with Mr. Bursey?

25           A       Yes.

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1 Q So what does Mr. Bursey do for a living?

2 MR. LaBELLE: I'll advise the witness not to  
3 answer and to assert a privilege under the Fifth  
4 Amendment of the Constitution.

5 A I accept my attorney's advice and assert the  
6 Fifth Amendment privilege.

7 BY MR. BARNETT:

8 Q Is Mr. Bursey an employee of BASI?

9 MR. LaBELLE: I advise the witness not to  
10 answer and to assert a privilege under the Fifth  
11 Amendment of the Constitution.

12 A I accept my attorney's advice and assert my  
13 Fifth Amendment privilege.

14 BY MR. BARNETT:

15 Q Now, you said you work with Mr. Bursey. Does  
16 that mean he works at 100 Grist Mill Road?

17 (Discussion off the record.)

18 BY MR. BARNETT:

19 Q I'm sorry. Well, I'll withdraw that.

20 A I don't think I said that.

21 Q Sure.

22 MR. LaBELLE: I thought you said he works  
23 at.

24 MR. BARNETT: Susan, can you go back to my  
25 first question about Mr. Bursey and have the

1 question and answer repeated?

2 (The court reporter read the above testimony  
3 as follows:

4 "QUESTION: Do you know Wayne Bursey?

5 "ANSWER: Yes, I do.

6 "QUESTION: And how do you know him?

7 "ANSWER: I work with him. I also know him  
8 through my family.")

9 A I apologize. I don't think that's what I said.

10 BY MR. BARNETT:

11 Q Now, you said you work with Mr. Bursey. Does he  
12 work at 100 Grist Mill Road?

13 MR. LaBELLE: Can I confer with the witness?

14 MR. BARNETT: Sure.

15 (Discussion off the record.)

16 MR. LaBELLE: You can answer.

17 A Yes, sometimes.

18 BY MR. BARNETT:

19 Q Well, does he work anywhere else?

20 A I don't know.

21 Q Now, just to be clear for the record, when I say  
22 "100 Grist Mill Road," I mean 100 Grist Mill Road,  
23 Simsbury, Connecticut. Is that acceptable to you?

24 A Yes.

25 Q So is Mr. Bursey -- forgive me if I've asked

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1     this, but I'm going to ask it again. Is Mr. Bursey a BASI  
2     employee?

3                     MR. LaBELLE: I advise the witness not to  
4                     answer and to assert a privilege under the Fifth  
5                     Amendment of the Constitution.

6             A       I'm accepting my attorney's advice, and I'm  
7     asserting my Fifth Amendment privilege.

8     BY MR. BARNETT:

9             Q       Are you Mr. Bursey's supervisor for any of the  
10    work he does at 100 Grist Mill Road?

11                    MR. LaBELLE: I advise the witness not to  
12                    answer and to assert a privilege under the Fifth  
13                    Amendment of the Constitution.

14             A       I accept my attorney's advice, and I'm asserting  
15    my Fifth Amendment privilege.

16    BY MR. BARNETT:

17             Q       Has Mr. Bursey ever appointed you to a corporate  
18    position as an officer?

19                    MR. LaBELLE: I advise the witness not to  
20                    answer and to assert a privilege under the Fifth  
21                    Amendment of the Constitution.

22             A       I accept my attorney's advice. I'm asserting my  
23    Fifth Amendment privilege.

24    BY MR. BARNETT:

25             Q       Have you ever appointed Mr. Bursey to a

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1 BY MR. BARNETT:

2 Q Do you know who Amanda Rossi is?

3 A Yes.

4 Q And how do you know her?

5 A From work.

6 Q Are you her supervisor?

7 A In some respects, yes.

8 Q Well, in what respects?

9 MR. LaBELLE: I'll advise her not to answer  
10 and to assert a privilege under the Fifth  
11 Amendment of the Constitution.

12 A I accept my attorney's advice, and I'm asserting  
13 my Fifth Amendment privilege under the Constitution.

14 BY MR. BARNETT:

15 Q Do you view her as your assistant?

16 MR. LaBELLE: I'll advise her not to answer  
17 and assert a privilege under the Fifth Amendment  
18 of the Constitution.

19 A I accept my attorney's advice, and I'm asserting  
20 my Fifth Amendment privilege.

21 BY MR. BARNETT:

22 Q When was the last time you spoke with Ms. Rossi  
23 about this case?

24 MR. LaBELLE: I advise you not to answer and  
25 to assert a privilege under the Fifth Amendment

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1 of the Constitution.

2 A I accept my attorney's advice, and I'm asserting  
3 my Fifth Amendment privilege.

4 BY MR. BARNETT:

5 Q Who is Donald Trudeau?

6 MR. LaBELLE: You can answer.

7 A A person who is an officer of Benistar Admin  
8 Services.

9 BY MR. BARNETT:

10 Q And is he the president of BASI?

11 MR. LaBELLE: You can answer.

12 A Yes.

13 BY MR. BARNETT:

14 Q Have you ever spoken with Mr. Trudeau about this  
15 case?

16 MR. LaBELLE: I advise the witness not to  
17 answer and to assert a privilege under the Fifth  
18 Amendment of the Constitution.

19 A I accept my attorney's advice, and I'm asserting  
20 my Fifth Amendment privilege.

21 BY MR. BARNETT:

22 Q Now, Jack E. Robinson, you know him, correct?

23 A Yes.

24 Q And how do you know him?

25 A I've known him for probably over twenty-five

[Page 43]

1 years.

2 Q Well, does he work at BASI?

3 MR. LaBELLE: You can answer generally.

4 A He is the general counsel for BASI.

5 BY MR. BARNETT:

6 Q How much does he get paid on a monthly basis?

7 MR. LaBELLE: I advise the witness not to  
8 answer and assert a privilege under the Fifth  
9 Amendment of the Constitution.

10 A I accept my attorney's advice, and I'm asserting  
11 my Fifth Amendment privilege.

12 BY MR. BARNETT:

13 Q As part of your preparation for this deposition,  
14 did you review any documents?

15 MR. LaBELLE: You can answer that.

16 A No.

17 BY MR. BARNETT:

18 Q That's the answer for on your own and also with  
19 Mr. LaBelle?

20 A I don't understand.

21 Q Did you review any documents to prepare for this  
22 deposition outside of the presence of Mr. LaBelle?

23 A No.

24 Q Are you familiar with an entity called Nova  
25 Group?



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1 MR. LaBELLE: I advise the witness not to  
2 answer and to -- is she familiar with it? Is  
3 that the question?

4 MR. BARNETT: Yes.

5 MR. LaBELLE: You can answer yes or no if  
6 you're familiar with it.

7 A I'm familiar that it exists.

8 BY MR. BARNETT:

9 Q What is the basis of your understanding that it  
10 exists?

11 A I'm sitting here at a deposition today.

12 Q Well, okay. Do you have a position with Nova  
13 Group?

14 MR. LaBELLE: I'll advise the witness not to  
15 answer and to assert a privilege under the Fifth  
16 Amendment of the Constitution.

17 A I accept my attorney's advice, and I'm asserting  
18 my Fifth Amendment privilege.

19 BY MR. BARNETT:

20 Q Have you ever done any work for Nova Group?

21 MR. LaBELLE: I advise the witness not to  
22 answer and to assert a privilege under the Fifth  
23 Amendment of the Constitution.

24 A I accept my attorney's advice, and I'm asserting  
25 my Fifth Amendment privilege.

[Page 45]

1 BY MR. BARNETT:

2 Q Did you ever open a bank account in Nova Group's  
3 name?

4 MR. LaBELLE: I advise the witness not to  
5 answer and to assert a privilege under the Fifth  
6 Amendment of the Constitution.

7 A I accept my attorney's advice, and I'm asserting  
8 my Fifth Amendment privilege.

9 BY MR. BARNETT:

10 Q Do you know what it means to have signature  
11 authority over a bank account?

12 MR. LaBELLE: Are you asking your question  
13 generally?

14 MR. BARNETT: Yes.

15 MR. LaBELLE: You can answer.

16 A Yes.

17 BY MR. BARNETT:

18 Q What does it mean?

19 A That you're on bank forms when you open a bank  
20 account.

21 Q Okay. Anything else?

22 A No.

23 Q Have you ever had signature authority for a bank  
24 account that stood in the name of Nova Group?

25 MR. LaBELLE: I advise the witness not to

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1                   answer and to assert a privilege under the Fifth  
2                   Amendment of the Constitution.

3           A        I accept my attorney's advice, and I'm asserting  
4           my Fifth Amendment privilege.

5   BY MR. BARNETT:

6           Q        Is there a president of Nova Group?

7                   MR. LaBELLE: I advise the witness not to  
8                   answer and to assert a privilege under the Fifth  
9                   Amendment of the Constitution.

10          A        I accept my attorney's advice, and I'm asserting  
11          my Fifth Amendment privilege.

12   BY MR. BARNETT:

13          Q        And who runs Nova Group?

14                   MR. LaBELLE: I'll advise the witness not to  
15                   answer and to assert a privilege under the Fifth  
16                   Amendment of the Constitution.

17          A        I accept my attorney's advice. I'm asserting my  
18          Fifth Amendment privilege.

19   BY MR. BARNETT:

20          Q        Who are the officers of Nova Group?

21                   MR. LaBELLE: I advise the witness not to  
22                   answer and to assert a privilege under the Fifth  
23                   Amendment of the Constitution.

24          A        I accept my attorney's advice. I'm asserting my  
25          Fifth Amendment privilege.

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1 BY MR. BARNETT:

2 Q And who are the directors of Nova Group?

3 MR. LaBELLE: I'll advise the witness not to  
4 answer and to assert a privilege under the Fifth  
5 Amendment of the Constitution.

6 A I accept my attorney's advice, and I'm asserting  
7 my Fifth Amendment privilege.

8 BY MR. BARNETT:

9 Q Who or what are the shareholders of Nova Group?

10 MR. LaBELLE: I advise the witness not to  
11 answer and to assert a privilege under the Fifth  
12 Amendment of the Constitution.

13 A I accept my attorney's advice, and I'm asserting  
14 my Fifth Amendment privilege.

15 BY MR. BARNETT:

16 Q Does Nova Group have any other employees?

17 MR. LaBELLE: I advise the witness not to  
18 answer and to assert a privilege under the Fifth  
19 Amendment of the Constitution.

20 A I accept my attorney's advice, and I'm asserting  
21 my Fifth Amendment privilege.

22 BY MR. BARNETT:

23 Q Are you aware of the business address for Nova  
24 Group?

25 MR. LaBELLE: You can answer that.

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1           A       Yes.

2       BY MR. BARNETT:

3           Q       And what business address is that?

4           A       I believe it's 100 Grist Mill Road.

5           Q       And that's the same business address -- that's a  
6 business address for BASI, correct?

7           A       Correct.

8           Q       Does Nova Group have office space at 100 Grist  
9 Mill Road?

10                   MR. LaBELLE: I advise the witness not to  
11 answer and to assert a privilege under the Fifth  
12 Amendment of the Constitution.

13           A       I accept my attorney's advice, and I'm asserting  
14 my Fifth Amendment privilege.

15       BY MR. BARNETT:

16           Q       Does Nova Group have any office space that is  
17 independent from that occupied by BASI?

18                   MR. LaBELLE: I advise the witness not to  
19 answer and to assert a privilege under the Fifth  
20 Amendment of the Constitution.

21           A       I accept my attorney's advice. I'm asserting my  
22 Fifth Amendment privilege.

23       BY MR. BARNETT:

24           Q       Do you know what it means for a company to have  
25 a parent corporation, generally?

1                   Amendment of the Constitution.

2           A        I accept my attorney's advice and am asserting  
3   my Fifth Amendment privilege.

4   BY MR. BARNETT:

5           Q        When I say "Nova Group," does any person or  
6   persons come to mind?

7                   MR. LaBELLE: I advise the witness not to  
8                   answer and to assert a privilege under the Fifth  
9                   Amendment of the Constitution.

10          A        I accept my attorney's advice, and I'm asserting  
11   my Fifth Amendment privilege.

12   BY MR. BARNETT:

13          Q        Now, you said you're chairperson of BASI; is  
14   that correct?

15          A        That's correct.

16          Q        Does BASI perform any services for Nova Group?

17                   MR. LaBELLE: I'll advise the witness not to  
18                   answer and to assert a privilege under the Fifth  
19                   Amendment of the Constitution.

20          A        I accept my attorney's advice, and I'm asserting  
21   my Fifth Amendment privilege.

22   BY MR. BARNETT:

23          Q        Does BASI perform any services for the Charter  
24   Oak Trust?

25                   MR. LaBELLE: I advise the witness not to

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1           answer and to assert a privilege under the Fifth  
2           Amendment of the Constitution.

3           A       I accept my attorney's advice, and I'm asserting  
4           my Fifth Amendment privilege.

5                   MR. BARNETT: I'm marking for identification  
6                   a document that I'm going to label Molly  
7                   Carpenter Exhibit 5, giving a copy to the  
8                   deponent as well as her counsel. I'd like the  
9                   deponent to review it and let me know when she's  
10                  done. It is a double-sided document. I'm just  
11                  trying to conserve paper.

12                   (Exhibit 5: Marked for identification.)

13       BY MR. BARNETT:

14           Q       Let me know when you're done reviewing this  
15           document.

16                   MR. BARNETT: And just for the record I'll  
17                   state that I received this document pursuant to  
18                   a subpoena to the accounting firm Simone Macca  
19                   & Larrow. This was produced to me as a single  
20                   document. At the top of the first page in the  
21                   top left-hand corner it says "Form 1120." At  
22                   the top right hand of the page it gives a year,  
23                   2009. And then about right underneath in the  
24                   center under "Name" it says "Nova Group, Inc.,"  
25                   and it supplies an employer identification

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1 BY MR. BARNETT:

2 Q Who has custody over Nova Group's documents?

3 MR. LaBELLE: I advise the witness not to  
4 answer and to assert a privilege under the Fifth  
5 Amendment of the Constitution.

6 A I accept my attorney's advice, and I'm asserting  
7 my Fifth Amendment privilege.

8 BY MR. BARNETT:

9 Q In your office do you have bank account records  
10 for Nova Group or the Charter Oak Trust?

11 MR. LaBELLE: I advise the witness not to  
12 answer and to assert a privilege under the Fifth  
13 Amendment of the Constitution.

14 A I accept my attorney's advice, and I'm asserting  
15 my Fifth Amendment privilege.

16 MR. BARNETT: I'm going to mark for  
17 identification a document. We'll call it Molly  
18 Carpenter 11. It's actually a copy of an  
19 exhibit which we labeled Amanda Rossi 8 in the  
20 Amanda Rossi deposition. I'm going to hand a  
21 copy to the deponent and also to counsel.

22 (Exhibit 11: Marked for identification.)

23 BY MR. BARNETT:

24 Q Please review it.

25 MR. BARNETT: For the record, I'll state



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1           that this is a four-page document. On page 4 it  
2           appears to be dated November 20, 2012. On the  
3           first page there's a court caption. It says  
4           "United States District Court, District of  
5           Connecticut, In Re: Grand Jury Investigation,  
6           Miscellaneous No. 3:12CV882," and it's titled  
7           "Stipulation, RE: Duplication of Seized and  
8           Subpoenaed Material."

9       BY MR. BARNETT:

10           Q       Have you ever seen this document before,  
11       Ms. Carpenter?

12                   MR. LaBELLE: You can answer.

13           A       No, I haven't.

14       BY MR. BARNETT:

15           Q       Can you read paragraph 3, which is contained on  
16       page 2? Can you read it to yourself and let me know when  
17       you're done?

18           A       I'm done.

19           Q       Now, you're the chairperson of BASI, correct?

20           A       Correct.

21           Q       And am I correct when I say that paragraph 3 --  
22       I'm paraphrasing here, but it says that BASI  
23       representatives copied certain seized and subpoenaed  
24       material?

25                   MR. LaBELLE: Are you asking?

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1 MR. BARNETT: Yes. Am I correct.

2 MR. LaBELLE: Can you repeat the question?

3 BY MR. BARNETT:

4 Q Now, you've read paragraph 3, correct?

5 A I have.

6 Q And am I accurate when I say that paragraph 3 --  
7 and I'm paraphrasing here -- says that representatives of  
8 BASI copied certain seized and subpoenaed materials?

9 A I don't think that's what it says.

10 Q For the record, why don't you read paragraph 3  
11 out loud?

12 A "On August 31, 2012, representatives of BASI and  
13 associated businesses reviewed the seized and subpoenaed  
14 material and requested to have certain of that material  
15 copied at their own expense. As part of that review, BASI  
16 representatives identified boxes to be provided to One Stop  
17 Copy Shop, located at 19 Thomas Street, East Hartford,  
18 Connecticut."

19 Q Okay. Now, were you one of the BASI  
20 representatives that reviewed the seized and subpoenaed  
21 material discussed in paragraph 3?

22 MR. LaBELLE: I advise the witness not to  
23 answer and to assert a privilege under the Fifth  
24 Amendment of the Constitution.

25 A I accept my attorney's advice, and I'm asserting

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1 my Fifth Amendment privilege.

2 BY MR. BARNETT:

3 Q Now, there was a raid of BASI's offices in April  
4 of 2011; is that correct?

5 MR. LaBELLE: You can answer.

6 A Can you repeat the question?

7 BY MR. BARNETT:

8 Q I'm going to actually withdraw that question and  
9 rephrase it or restate it. There was a raid of BASI's  
10 offices by the agents acting on behalf of the Department of  
11 Labor on May 26, 2011; is that correct?

12 A Yes.

13 Q Do you have an understanding of what material  
14 was taken in that raid?

15 MR. LaBELLE: I advise the witness not to  
16 answer and to assert a privilege under the Fifth  
17 Amendment of the Constitution.

18 A I accept my attorney's advice. I'm asserting my  
19 Fifth Amendment privilege.

20 BY MR. BARNETT:

21 Q Do you have any understanding of whether any  
22 material taken in that raid on May 26, 2011, has been  
23 copied by BASI and is back in its possession?

24 MR. LaBELLE: I advise the witness not to  
25 answer and assert a privilege under the Fifth

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1 Amendment of the Constitution.

2 A I accept my attorney's advice, and I'm asserting  
3 my Fifth Amendment privilege.

4 BY MR. BARNETT:

5 Q Now, do you know whether any of the material  
6 that BASI copied pertains to Nova Group or the Charter Oak  
7 Trust?

8 MR. LaBELLE: I advise the witness not to  
9 answer and assert a privilege under the Fifth  
10 Amendment of the Constitution.

11 A I accept my attorney's advice, and I'm asserting  
12 my Fifth Amendment privilege.

13 BY MR. BARNETT:

14 Q Now, the raid that you said occurred on May 26,  
15 2011, do you understand that raid to have been part of the  
16 grand jury investigation?

17 MR. LaBELLE: You can answer yes or no.

18 A Yes.

19 BY MR. BARNETT:

20 Q Do you believe yourself to be a target of that  
21 grand jury investigation?

22 MR. LaBELLE: I advise the witness not to  
23 answer and assert a privilege under the Fifth  
24 Amendment of the Constitution.

25 A I accept my attorney's advice and assert my

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1 Fifth Amendment privilege.

2 MR. BARNETT: Now is a good time to take a  
3 break if you'd like to take one. I'm okay, but  
4 if you want to.

5 (Discussion off the record.)

6 (Recess from 12:15 p.m. until 1:34 p.m.)

7 BY MR. BARNETT:

8 Q Ms. Carpenter, I'd like to remind you that  
9 you're still under oath. Do you understand that?

10 A Yes, I do.

11 Q Toward the beginning of the deposition we were  
12 talking about homes that you own, either directly or as a  
13 member of an LLC. Do you recall that conversation that we  
14 had?

15 A Yes, I recall it.

16 Q Now, do you have any other real estate  
17 investments?

18 MR. LaBELLE: Is the question directed to  
19 her personally?

20 MR. BARNETT: Yes, or through an LLC. I can  
21 torture it out. Or through a corporation or any  
22 entity. I can torture it out like that.

23 MR. LaBELLE: Can I confer with her for a  
24 minute?

25 MR. BARNETT: Yes.